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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/007,149	12/05/2001	John R. Schneider	1646A1	1918
7	7590 07/13/2005		EXAM	INER
PPG INDUSTRIES, INC.			GORR, RACHEL F	
Intellectual Property Department One PPG Place			ART UNIT	PAPER NUMBER
Pittsburgh, PA 15272			1711	

DATE MAILED: 07/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Applicant(s)			\mathcal{L}						
Examiner Rachel F. Gorr - The MAILING DATE of this communication appears on the cover sheet with the correspondence address − Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Exhibition of time may be available under the provisions of 37 CFR 1.136(b). In no event, however, may neply be timely filled - If NO period for righy is a sensitive under the provisions of 37 CFR 1.136(b). In no event, however, may neply be timely filled - If NO period for righy is a sensitive is less than there (30 days, a reply within the statisticy microme of thirty (30) days will be considered timely. - If NO period for righy is a sensitive is less than the righ (30) days, a reply within the statisticy microme of the right (30) days will be considered timely. - If NO period for righy is a sensitive than three models after the mailing date of this communication. - If NO period for righy is a sensitive than three models after the mailing date of this communication, even if strady filed, may reduce any control period term adjustment. See 37 CFR 1.704(b). - Status - In Section is FINAL. - In Section is non-fired. - This action is FINAL. - In Section is non-fired. - This action is FINAL. - In Section is non-fired. - This action is FINAL. - Ship In Section is non-fired. - This action is FINAL. - Ship In Section is non-fired. - This action is FINAL. - Ship In Section is non-fired. - This action is FINAL. - Ship In Section is non-fired. - This action is FINAL. - Ship In Section is non-fired. - This action is		Application No.	Applicant(s)						
Rachel F. Gorr		10/007,149	SCHNEIDER ET AL.						
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Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE £ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Education is a form-may be available under the provisions of 37 CFR 1.35(a), in no event, however, may a reply be timely filled if the period for reply specified above, the manifement statutory period will apply and will expire SIX (6) MONTH(S) from the mailing date of this communication. If NO period for reply specified above, the manifement statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. Any reply revised by the Officies the than-there mornise affect from mailing date of the communication, even if similarly fills (2) S. S. 133(). **Status** **Status** **JIX** **Responsive to communication(s) filed on **Q6 May 2005.** 2a) This action is FINAL. 3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213. **Disposition of Claims** 4 X Claim(s) **J-45 and 50-58 is/are pending in the application. 4a) Of the above claim(s) is/are allowed. Claim(s) **Is/are rejected.** Claim(s) **Is/are rejected.** Claim(s) **Is/are rejected.** Claim(s) **Is/are rejected to .		<u></u>	l						
THE MAILING DATE OF THIS COMMUNICATION. Estimations of time may be available under the provision of 3° CPR 1.316(s). In no event, however, may a night be timely field other SIX (5) MODITIS from the mailing date of this communication. Provision of the communication of the communica		ears on the cover sheet with the d	orrespondence address						
1) Responsive to communication(s) filed on \$\textit{96 May 2005}\$. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under \$Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) \$\frac{145 and 50-58}{2}\$ is/are pending in the application. 4a) Of the above claim(s)	THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply - If NO period for reply is specified above, the maximum statutory period of Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing	36(a). In no event, however, may a reply be ting within the statutory minimum of thirty (30) day will apply and will expire SIX (6) MONTHS from a cause the application to become ABANDONE	nely filed s will be considered timely. the mailing date of this communication. D (35 U.S.C. § 133).						
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4)	closed in accordance with the practice under E	closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.							
4a) Of the above claim(s) is/are withdrawn from consideration. 5)	Disposition of Claims	·	•						
5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-45,50-58 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. Attachment(s) 1) Notice of References Cited (PTO-892) Paper No(s)/Mail Date. Notice of Informal Patent Application (PTO-152)	4) Claim(s) 1-45 and 50-58 is/are pending in the	application.							
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Application/Control Number: 10/007,149

Art Unit: 1711

Claims 1-45 and 50-58 are generic to a plurality of disclosed patentably distinct species comprising a variety of film-forming resins and a variety of particulate fillers.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species of a resin and of a filler, even though this requirement is traversed.

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

The previous restriction requirement has been dropped.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

A telephone call was made to K. Shideler on July 8, 2005 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Application/Control Number: 10/007,149 Page 3

Art Unit: 1711

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rachel F. Gorr whose telephone number is 571-272-1072. The examiner can normally be reached on Mon., Tues., Thurs., Fri., from 7:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jim Seidleck can be reached on 571-272-1078. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

R.G. July 8, 2005

RACHEL GORR
PRIMARY EXAMINER